

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**December 10, 2004**

DIVISION ONE

12-10-04

125110-04

The HONORABLE **STEVEN C. SUZUKAWA**, Judge of the Superior Court of California, County of Los Angeles, is hereby assigned to assist the Court of Appeal, Second Appellate District, **Division One**, as a justice thereof, on the following dates:

December 23, 2004 to February 28, 2005

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: December 10, 2004

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council

## December 10, 2004 (Continued)

## DIVISION TWO

B170271 People v. Garner (Not for Publication)

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.  
Ashmann-Gerst, J.

## DIVISION THREE

B170389      Josephine Moore      (Not for Publication)  
v.  
Boy Scouts of America Los Angeles Area Council, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur:   Croskey, Acting P.J.  
                  Kitching, J.

DIVISION FOUR

B170815 People  
v.  
Johnson

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

December 10, 2004 (Continued)

DIVISION FOUR (Continued)

12-10-04

125111-04

The HONORABLE **Elizabeth A Grimes**, Judge of the Superior Court of California, County of Los Angeles, is hereby assigned to assist the Court of Appeal, Second Appellate District, **Division Four**, as a justice thereof, on the following dates:

**January 1, 2005 to February 28, 2005**

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: December 9, 2004

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council

DIVISION FIVE

B174391      Los Angeles County, D.C.S.      (Not for Publication)  
                 v.  
                 Susan K.

The judgment is affirmed.

Grignon, J.

I concur:      Turner, P.J.  
I dissent:      Armstrong, J. (Opinion)

December 10, 2004 (Continued)

DIVISION FIVE (Continued)

12-10-04

125112-04

The HONORABLE **SANDY R. KRIEGLER**, Judge of the Superior Court of California, County of Los Angeles, is hereby assigned to assist the Court of Appeal, Second Appellate District, **Division FIVE**, as a justice thereof, on the following dates:

**January 1, 2005 to February 28, 2005**

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: December 9, 2004

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council

B164124      Craig Ramseyer et al.      (Not for Publication)  
B171254      v.  
                Earl Daly

The judgment against Daly and Hicks-Daly is reversed and the order granting judgment on the pleadings against Hicks-Daly is reversed. Appellants Errol Daly and Billie Hicks-Daly are awarded their costs on appeal.

Grignon, J.

We concur:   Turner, P.J.  
                  Mosk, J.

DIVISION FIVE (Continued)

B167100      Paul Terrusa                      (Not for Publication)  
                 v.  
                 Los Angeles County Civil Service Commission Etc.

The judgment is affirmed. Defendants, Los Angeles County Civil Service Commission, County of Los Angeles, Los Angeles County Sheriff's Department and Leroy K. Baca, are to recover their costs on appeal from plaintiff, Paul Terrusa.

Turner, P.J.

We concur:    Armstrong, J.  
                 Mosk, J.

DIVISION SIX

B176808      People  
                 v.  
                 Thompson

Filed order denying petition for rehearing.

DIVISION EIGHT

B175348      National Interstate Insurance Company  
                 v.  
                 Advantage Insurance Agency, Mona Holland and John Franks

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed May 10, 2004) dismissed.